

**REGULAR MEETING  
OF  
THE PUBLIC SERVICE COMMISSION**

1. A Regular Meeting was called to order by Chairman Dallas Winslow in the Hearing Room, Public Service Commission, 861 Silver Lake Boulevard, Dover, Delaware, on Thursday, September 26, 2019, at 1:00 p.m. with the following Commissioners in attendance: Joann Conaway, Manubhai “Mike” C. Karia, and Kim Drexler. Commissioner Harold Gray was not in attendance.

The following Staff members were in attendance: Dr. Raj Barua, Matthew Hartigan, Constance McDowell, Donna Nickerson, Samantha Hemphill, James McC. Geddes, Esq., Deputy Attorneys General William O’Brien, Esq., and Thomas Walsh, Esq.

2. CONSENT AGENDA ITEMS

A motion was made by Commissioner Conaway to adopt the following Consent Agenda items as presented:

IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE PURSUANT TO 26 *DEL. C.* §203C. (“BLACKBERRY8.01, HARBESON17.00, & MOLLY62.03”) (FILED JULY 18, 2019) – PSC DOCKET NO. 19-0465

- Commission considered Staff Memorandum and Proposed Order No. 9468.

IN THE MATTER OF THE APPLICATION OF ARTESIAN WATER COMPANY, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE PURSUANT TO 26 *DEL. C.* §203C.(“ MAINST1027”) (FILED AUGUST 1, 2019) – PSC DOCKET NO. 19-0492

- Commission considered Staff Memorandum and Proposed Order No. 9461.

IN THE MATTER OF THE APPLICATION OF DELMARVA POWER AND LIGHT COMPANY FOR APPROVAL OF QUALIFIED FUEL CELL PROVIDER PROJECT TARIFFS (FILED AUGUST 28, 2019) – PSC DOCKET NO. 19-0561

- Commission considered Staff Memorandum and Proposed Order No. 9466.

The motion was seconded by Commissioner Karia and approved 4-0.

Before the meeting continued, Chairman Winslow presented Chavis Bianco with his five year service award and thanked Chavis for his hard work and service to the State of Delaware.

### 3. REGULAR AGENDA ITEMS

#### IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION REGARDING ITS ACQUISITION AND CONVERSION OF PROPANE COMMUNITY GAS SYSTEMS – PSC DOCKET NO. 19-0529

- James McC. Geddes, Esq. appeared on behalf of Staff.
- Marie Kozel appeared on behalf of Chesapeake Utilities Corporation.
- Andrew Slater appeared on behalf of the Division of the Public Advocate.
- A motion was made by Commissioner Drexler and seconded by Commissioner Karia approving proposed Order No. 9469 as presented; the motion was approved 4-0.
- A verbatim transcript was made of this proceeding.

#### IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION FOR APPROVAL OF A CHANGE IN ITS GAS SALES SERVICE RATES (“GSR”) TO BE EFFECTIVE NOVEMBER 1, 2019 (FILED SEPTEMBER 3, 2019) – PSC DOCKET NO. 19-0573

- James McC. Geddes, Esq. appeared on behalf of Staff.
- Marie Kozel appeared on behalf of Chesapeake Utilities Corporation.
- Andrew Slater appeared on behalf of the Division of the Public Advocate.
- A motion was made by Commissioner Conaway and seconded by Commissioner Karia approving proposed Order No. 9464 as presented; the motion was approved 4-0.
- A verbatim transcript was made of this proceeding.

#### IN THE MATTER OF THE JOINT APPLICATION OF TIDEWATER UTILITIES, INC. AND J.H. WILKERSON & SON, INC. FOR APPROVAL OF THE SALE AND TRANSFER OF WILKERSON WATER COMPANY AND BROADKILN BEACH WATER COMPANY. (FILED SEPTEMBER 3, 2019) – PSC DOCKET NO. 19-0576

- Thomas Walsh, Esq. appeared on behalf of Staff.
- James Nutter, Esq., Parkowski, Guerke & Swayze, P.A., appeared on behalf of Tidewater Utilities, Inc.
- Andrew Slater appeared on behalf of the Division of the Public Advocate.
- A motion was made by Commissioner Karia and seconded by Commissioner Drexler approving proposed Order No. 9467; the motion was approved 4-0.
- A verbatim transcript was made of this proceeding.

#### IN THE MATTER OF THE REVIEW OF CUSTOMER CHOICE IN THE STATE OF DELAWARE (FILED DECEMBER 23, 2015) – PSC DOCKET NO. 15-1693

- James McC. Geddes, Esq. appeared on behalf of Staff.
- Lindsay Orr, Esq., appeared on behalf of Delmarva Power & Light Company.
- Andrew Slater appeared on behalf of the Division of the Public Advocate.
- A motion was made by Commissioner Drexler and seconded by Commissioner Conaway approving proposed Order No. 9465; the motion was approved 4-0.
- A verbatim transcript was made of this proceeding.

#### 4. DIRECTOR'S COMMENTS

- Dr. Barua introduced Matthew Hartigan who requested the Commission to approve Dr. Barua's letter to the FCC certifying that Verizon Delaware LLC, according to their affidavit filed with the PSC, has and will use all federal high-cost funding provided to them for the provision, maintenance and upgrading of facilities and services for which the support is intended. A motion was made by Commissioner Drexler and seconded by Commission Karia to approve Dr. Barua's letter certifying the filing; the motion was approved 4-0. A verbatim transcript was made of this proceeding.
- Mr. Hartigan also announced there would be a Public Comment Sessions regarding Docket No. 19-0377, Tuesday, October 1, 2019, 6:30 P.M., The Gilliam Bldg., Multi-Purpose Room, 67 Reads Way, New Castle, DE; and Wednesday, October 2, 2019, 6:00 P.M., The Public Service Commission, Dover, DE; and Thursday, October 3, 2019, 6:30 P.M., Indian River Senior Center, 214 Irons Ave., Millsboro, DE.
- Before turning the meeting over to Dr. Barua, Mr. Hartigan announced that the next Commission meeting would be Tuesday, October 8, 2019.
- Dr. Barua announced that the Commission would go into Executive Session with the following in attendance: Chairman and Commissioners, Dr. Barua, Matthew Hartigan, Deputy Attorneys General William O'Brien, Esq., and Thomas Walsh, Esq., under 29 *Del. C.* §10004 (b) (4) for purposes of discussing legal strategy or receiving legal advice/update of a privileged or confidential nature.
- A motion to enter into Executive Session was made by Commissioner Karia and seconded by Commissioner Conaway; the motion was approved 4-0.
- A motion to exit Executive Session was made by Commissioner Drexler and seconded by Commissioner Conaway; the motion was approved 4-0.

This meeting was adjourned at approximately at 1:27 P.M.

Respectfully submitted,

/s/Donna Nickerson  
Secretary